

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

HUNTINGTON DIVISION

**FILED**

MAY 16 2003

SAMUEL L. KAY, CLERK  
U. S. District & Bankruptcy Courts  
Southern District of West Virginia

UNITED STATES OF AMERICA,

v.

Criminal No. 3:02-00231-01

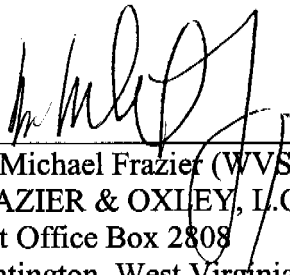
JOHN DAVID MOONEY,

**NOTICE OF APPEAL**

Notice is hereby given that John David Mooney hereby appeals certain rulings made by the Court, in accordance with the judgment order entered May 13, 2003, to the United States Court of Appeals for the Fourth Circuit.

JOHN DAVID MOONEY

By counsel

  
\_\_\_\_\_  
W. Michael Frazier (WVSB#1287)  
FRAZIER & OXLEY, L.C.  
Post Office Box 2808  
Huntington, West Virginia 25727  
Counsel for Defendant

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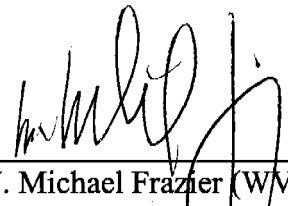
Criminal No. 3:02-00231-01

JOHN DAVID MOONEY

**CERTIFICATE OF SERVICE**

It is hereby certified that a true and accurate copy of the foregoing "Notice of Appeal" was forwarded this 15th day of May, 2003, via U.S. Mail, to the following counsel of record:

Miller A. Bushong, III, Esquire  
Assistant United States Attorney  
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